

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
D E P A R T M E N T O F H E A L T H



Safe and Healthy Lives in Safe and Healthy Communities

STATE OF RHODE ISLAND AND
PROVIDENCE PLANTATIONS,
DEPARTMENT OF HEALTH,
BOARD OF MEDICAL LICENSURE
AND DISCIPLINE

No. C99-121

In the matter of:
GREGG CHECANI, M.D.

CONSENT ORDER

Pursuant to Section 5-37-5.2 of the General Laws of the State of Rhode Island, 1956, as amended, a notification was filed with the Board of Medical Licensure and Discipline (hereinafter referred to as "Board") by the Commonwealth of Massachusetts which states that Gregg C. Checani, M.D., Respondent, violated sections of the Massachusetts Statutes and Rules and Regulations enacted pursuant thereto.

The following constitutes Findings of Facts and Conclusions of Law as set forth in a Consent Order by the Board of Registration in Medicine of the Commonwealth of Massachusetts on August 25, 1999.

Findings of Fact and Conclusions of Law

A. The Commonwealth of Massachusetts charged the Respondent with violations of the Statutes of Massachusetts. The Respondent admits to the findings of facts and agrees the Board may make

conclusions of law and impose a sanction.

(See Exhibit A, Commonwealth of Massachusetts Consent Order).

B. The Respondent received an Order from the Commonwealth of Massachusetts stating the Respondent had violated General Laws c.112, §5(c) and (d) and 243 CMR1.03(5)(a)3,4 and 18.

1. LICENSE. The Respondent was reprimanded by the Massachusetts Board. His license to practice medicine was indefinitely suspended. Said suspension was immediately stayed contingent upon his entry into the Probation Agreement which is attached in exhibit A and incorporated into this Consent Order.

2. PROBATION. The Respondent shall be subject to the terms of the Consent order and Probation Agreement until December 9, 2003.

C. The Board of Medical Licensure and Discipline alleges that the Respondent has violated Rhode Island General Laws 5-37-5.1 (21) for acts in the Commonwealth of Massachusetts which are grounds for discipline in Rhode Island.

The parties agree as follows:

(a) The Respondent is a physician who is licensed in the State of Rhode Island, allopathic license number M.D.8930.

(b) Respondent admits to the jurisdiction of the Board and hereby agrees to remain under the jurisdiction of the Board.

(c) Respondent has read this Consent Order and understands that it is a proposal of Investigating Committee I of the Board and is subject to the final approval

of the Board. This Consent Order is not binding on the Respondent until final ratification by the Board.

(d) Respondent hereby acknowledges and waives:

1. The right to appear personally or by counsel or both before the Board;
2. The right to produce witnesses and evidence in his behalf at a hearing;
3. The right to cross examine witnesses;
4. The right to have subpoenas issued by the Board;
5. The right to further procedural steps except for those specifically contained herein;
6. Any and all rights of appeal of this Consent Order;
7. Any objection to the fact that this Consent Order will be presented to the Board for consideration and review;
8. Any objection to the fact that it will be necessary for the Board to become acquainted with all evidence pertaining to this matter in order to review adequately this Consent Order;
9. Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order.

(e) If the Consent Order is not accepted by the Respondent, the Investigative Committee will recommend to the

Board that an Administrative Hearing be scheduled with respect to any and all acts of alleged unprofessional conduct. If the Board approves, a Hearing Committee will be convened for the purpose of conducting the Administrative Hearing. The composition of the Hearing Committee is described by statute. If the Hearing Committee votes in favor of finding the Respondent guilty of unprofessional conduct as specified in the charges, the Board shall prepare written findings of fact and law in support of said conclusion. If the accused is found not guilty, the Board shall, forthwith, issue an order dismissing the charges.

(f) Acceptance of this Consent Order constitutes an admission by the Respondent of the facts set forth herein.

(g) This Consent Order shall become part of the public record of this proceeding once it is accepted by all parties and by the Board. It shall be published as the Board, in its exercise of its discretion, shall determine.

(h) Failure to comply with this Consent Order, when signed and accepted, shall subject the Respondent to further disciplinary action.

(i) Respondent voluntarily accepts the Board's finding of unprofessional conduct. The Respondent's license is restricted in accordance with terms set forth in the Massachusetts's Consent Order and Probation Agreement. Relief from this Order is contingent upon the Respondent's demonstration that he has conformed to all of the terms of the

Consent Order and Probation Agreement of the Commonwealth of
Massachusetts.

Signed this

7TH

day of OCT 1999.

Gregg C. Checani

Gregg C. Checani, M.D.

Ratified by the Board of Medical Licensure and Discipline at
a meeting held on October 13, 1999.

Patricia A. Nolan, MD, MPH

Patricia A. Nolan, MD, MPH
Director of Health
Chairperson
Board of Medical Licensure and
Discipline